Previous references.
S.R. 6-94

1903.
(Sep. Rev.)

File No. 203-02

Serial Nos. 1-4

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-4

~~Part~~ Major B. for Nov^{r} 03.

SUBJECT.

Claim to toddy revenue of Jodi Haligevadarhally village, Bangalore Taluk.

From the Excise Comm^{r}, no 4662/293 & $\frac{10}{13}$. 2. 03.
Submits the record of enquiry relating to the toddy revenue of ~~Jodi~~ Haligevadarhalli with the opinion that the Jodidar is not entitled to Excise Revenue from toddy.

1. To the Inam Superintendent, no 251/Ex. 7. 16-01 & 12.9.03
Requests him to explain the difference between the quit rent Register & the Inam Register in the matter of G. R. S. 58 of the Inamdar's title to toddy revenue.

3. From Do, no 46 & 18.9.03:
States that the entry in the quit rent Register is incorrect & the decision in the Inam Register is final.

4. To the Rev. Comr, Excise Commr, Comptr & Supdt, Exam Settlement - no 382-5/Ex. 7. 16-01 & 13.11.03

Disallows the claim of the Inamdar & requests ~~[illegible]~~ the Superintendent to have the error in the quit rent Register corrected.

Asst
20.2.14

nf.

Office of the Dewan of Mysore.

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Office Note.

Branch S. R. 203-02

Subject Letter No. 4662/293 d 10.2.03 from the Excise Commissioner in Mysore, Submitting the record of enquiry into the claim to the toddy revenue of the Jodi Haliga Vaderhalli village, Bangalore Tk.

Submitted

The Jodi is in the enjoyment of 12. Vrittidars. The Jodi is not entitled to toddy revenue. No Sannad was produced in support of the claim. The Inam settlement Regr has shows that Sayer, Abkari and Forest rights were reserved. Under items of revenue enjoyed by the Jodidars it is observed as follows:-

"Toddy farm by leasing them - date not to Govt contractor"

The investigating Officer observes:- that- "the Sannad would have been produced if it were favorable to the Inamdars, a presumption which fairly and legally arises out of the non-production of the Sannad" x x and that- "there exist no materials for fixing

the

the legal origin of the enjoyment of Toddy Revenue prior to the Inam Settlement & & and that the order of the Inam Commissioner must prevail over the entry in the ~~Register~~ Inam settlement Register recording the right evidently through mistake.

The Excise Commr concurs with the investigating officer that the case falls under Rule 4 of Govt Proc. No 2074-82 dt 2.8.01 RF 166-92

Submitted with a draft for approval

Mcp/8/03.

29/C

Subd to the Dewan through the 2nd/Sr Mr 2/9/03

In my opinion this enquiries name further investigation - The Inam title may be addressed on the subject of the reference should to notice in this case ~~the~~ The settlement ~~register~~ in DL No 6 ~~Register~~ refers to the enjoyment of toddy trees as distinguished from ~~the~~ Revenue - Unless however clear the case before ~~the~~ Govt order

Please draft accdly

10/9/03

Subd 10/9/03

Note Contd.

The Superintendent of Khas Settlements was accordingly addressed on the point for needful explanation. vide Docket No 251 dy 12.9.03. Ex 7.16.01.

With reference to it, he replies, (vide his Docket No 46 dy 18.9.1903) that "the entry in the joint-cast Register is incorrect and the decision in the Register should be taken as final" "As regards the right of the Khandar to lease the kiss of the fort Contractor, it is a concession involved in the tenure and as such it need not have been specifically made".

Submd.
12/11/03.

5/11/3

X The Dewan through the 2d Councillor —

I don't understand why Khoja should enjoy such concessions. It is clear however that no claim to such revenue has been made out in this case. I agree to the draft disallowing the claim — C

5-11-03

13862
6.11.03.

Excise Commissioners Office,

Bangalore, dated 19/13th February 1903.

No. 4662/293 Encl file

S. R. 203-02

Sl. 1.

From,

The Excise Commissioner,

in Mysore.

To.

The Secretary to the Government

of H. H. the Maharaja of Mysore,

General and Revenue Departments.

Sir,

In submitting herewith the record of enquiry relating to the Toddy Revenue, of Jodi Halige Vadarhalli Village, Bangalore Taluk, I have the honor to state that in the Inam Settlement Register, the Superintendent of Inam Settlement has recorded on 24th April 1876. "The rights to Sayer, Abkari, and Forests are reserved". In the Quit-Rent Register, "Toddy" appears to have been shown under the head - "Items of revenue", as the Inam Assistant in para 6 of his summary in the Settlement

Register

E-3002

1903

9030

FROM The Inspecting Commissioner
in Mysore

To

The Secretary to the Govt. of
H. H. the Maharaja of Mysore,
General and Revenue Depts.

Dated 10th } February 1903.
Despatched 13 }

Received

General No. 4662

No. 293

Enclosure No. 1 file

Subject

Submits the record of enquiry relating to the Toddy Revenue of Jodi Halige Vadarhalli Village, Bangalore taluk.

Encs
17.2.03

Register, has entered "Toddy farm, by leasing their date trees to Government Contractor." Since the order of the Superintendent of Inam Settlement in para 3, is quite clear on the subject, I concur in the investigating officer's opinion that the Jodidar is not entitled to Excise Revenue from Toddy. No summit of the village has been produced by the Jodidar. Accordingly only 1/5 of the rent of the "Grove Farm" is payable to him under Rule 4 in Government Proceedings No. 2074-83 R.F. 166-92 dated 2nd August 1901.

I have the honor to be,

Sir,

Your most obedient Servant

For Excise Commissioner

in Mysore.

Case No 11 3

Jodi Haliga Vadera
Mulli
Bangalore Taluk

Notice served

S. Rama Rao present

He states he has no further evidence to adduce

Sd

2/11

Decision

1 Held that the Inam is not entitled to Excise Revenue.

2. The Inam was confirmed without right to Todds Revenue, although the Inam Deed was silent as to Todds Revenue till the date of Inam Settlement. The Inamdar should have filed because a cancellation of such order which appears now still alive.

3. The Sanad would have been produced if there were Sanad the Inamdar, a presumption which fairly legally arises only the non production

of the Sanad.

4. Therefore, Inam the Inamdar has not materials for judging the legal origin of the Enjoyment of Todds Revenue prior to the Inam Settlement

5. In the face of the order reserving right of Todds Revenue in favour of Govt. the absence of evidence on behalf of the Inamdar is caused to be considered that he enjoyed the right of Todds Revenue at any time within the 12 years preceding 92-93, the year of Inam Settlement

1876. The order of the Inam Commissioner must prevail over the entry in the Inamdar's right Inam settlement Register. the Inamdar's

6. Hence the case falling under Rules 4, 6 & 7 of the Sale Proceedings. (vide amplification & order)

Inam Manager

6/11

B.H Calendar of a claim to Land Revenue enquired into by.
Mr. D.M. Narasinga Rao Assistant Commissioner, Bezwada

Taluk	Kotla	Village	Name of Inamdar	Documents produced after	Witnesses examined	Finding	Amount awarded if any	Grounds of decision
1	2	3	4	5	6	7	8	9
Bezwada	Kanpeni	Jooi Hadjee Vasavanhally-	S. Rama Rao & others	Nil	S. Rama Rao & others	I find that the inamdars is not entitled to Excise Revenue. This case boils under Para 16 & 17 of the Govt Pro No 2074-83 R. Dt 166-98 Dt 2-8-1902	3 6 7 10	(i) Non mention of right in Inam settlement Registers (ii) Absence of credible evidence regarding enjoyment of such right- (iii) The excise Accounts & Registers-

Dt. 16-1-1903

Deputy Collector
Asst. Comm.

Office Draft. (Docket.)

S. R. 203-02
Sl. no 2

Mysore Government,
General & Revenue Secretariat.

11

To

The Superintendent
of Inam Settlements
in Mysore

Date of passing the draft

Date of despatch 12-9-05.

Regd. No. 257

File No. & date (if any) E.7.16-04.

No. of Encls.

In the Inam Register of enquiry in the case of Halaje Vaderahalli Kenjeri Hobli, Bangalore taluk, the Supt. of Inam Settlements has recorded the reservation in favour of the rights to Abkari while the Inam Assistant Commr has recorded the enjoyment of "toddy farm" (by leasing the date trees to Govt Contractor) by the Jodidar. The Jodidar's right to toddy revenue has also been recognised in the Current register. Requests that he will be so good as to explain if these entries are reconcileable with

each other and if the reservation was with respect to the Customs Excise Revenue, the enjoyment being in regard to the right to lease the Lands or to Rent.

By order

Secretary.

17/5/03

Excise
19.9.03

Ex 148 of 19/9/03.

MYSORE GOVERNMENT
19 SEP. 1903
GENERAL & REVENUE SECRETARIAT

Sur. 31] MYSORE REVENUE SURVEY
1903

From The Superintendent of Inam Settlements in Mysore.

S.R. 203-02
Sl. no - 3.

To The Secretary to the Government of Mysore, General and Revenue Departments

Dated 18th
Despatched 18th September 1903
Received

General No. 46
No.

Enclosure No.

His docket No. 251 / Ex. F 16-01 of the 12th September 1903, requesting explanation for the difference between the quit-rent register and the Inam Register in the matter of the Inamdar's title to Toddy revenue in the Inam village of Hatige Vaderahalli, Kengeri hobli, Bangalore Taluk.

With reference to the above, has the honor to state that as already observed in this office docket No. 41 of the 8th September 1903 the entry in the quit-rent register is incorrect and the decision in the Inam Register should be taken as final. As

regards the right of the Inamdar to lease the trees to the Government contractor, it is a concession involved in the tenure, and as such, it need not have been specifically made.

J. Smyth

Superintendent of Inam
Settlements in Mysore.

Office of the Dewan of Mysore,

Branch

Office Draft.

S.R. 203-02

S1 900 4

Progs. of the Govt. of H. H. the Maharaja of Mysore.

Read:

(1) Letter no. 4662/293 dy 10.2.03 from the Excise Commissioner in Mysore submitting the record of enquiry into the claim to the toddy revenue of the Jodi village of Haligi Vadarhalli, Bangalore Taluk.

(2) Docket no 468 dy 18.9.03. from the Superintendent of Inam Settlements in Mysore stating that with regard to the difference observed in the matter of an entry in the quit-rent Register and the Inam Register, the one in the quit-rent Register is in consonance in respect of the Inamdars claim referred to in the letter read above.

Order: The claim in question cannot be recognised, as no Sanad has been produced to substantiate it, and as it has not been recognised by the terms of the Inam Settlement. There has been no enjoyment by the Inamdar of the right to toddy Revenue within the 12 years preceding the year 1892-1893, the Inam Settlement having disallowed the right in 1876.

2. A refund bill for the amount awarded by the investigating Officer may be submitted for sanction, after

382-5 07

no 4716-07

13/11/03.

Received 17-11-03

after its verification by the Excise
Comm^r

Mr
for Secretary

Decr
29/5

5. The Rev: Comm^r in Mysore
10. (1) The Excise Commissioners in Mysore
returning the records.

(2) The Comptroller, Mysore fort.

29/5/03

for 87 (9. Sept 03)
Read his letter
also. I send copies
herewith & bring back
Mr
7. XI

(4) The Superintendent of Stamps & Stamps

3. The Examiner
is requested to
have the error
in the entry cancelled - & see
that the register
is free from such
errors in other
cases also.

Mr
7. XI. 03.

Mr
10/11/3

Mr
9/11/3

Proceedings of the Government of His Highness the Maharaja of Mysore, Excise, dated 13th November 1903.

S.R 20[illegible]

READ —

(1) Letter No. 4662—293, dated 10th February 1903, from the Excise Commissioner in Mysore, submitting the record of enquiry into the claim to the toddy revenue of the Jodi village of Halige Vadarahalli, Bangalore Taluk.

(2) Docket No. 46, dated 18th September 1903, from the Superintendent of Inam Settlements in Mysore, stating that, with regard to the difference observed in the matter of an entry in the Quit-rent Register and the Inam Register, the one in the Quit-rent Register is incorrect in respect of the Inamdar's claim referred to in the letter read above.

No. 382-5—Ex. F. 16-01, DATED BANGALORE, 13TH NOVEMBER 1903.

ORDER THEREON.—The claim in question cannot be recognised, as no sannad has been produced to substantiate it, and as it has not been recognised by the terms of the Inam Settlement. There has been no enjoyment by the Inamdar of the right to toddy Excise revenue within the 12 years, preceding the year 1892-93, the Inam Settlement having disallowed the right in 1876.

2. A refund bill for the amount awarded by the investigating officer may be submitted for sanction after its verification by the Excise Commissioner.

3. The Inam Superintendent is requested to have the error in the Quit-rent Register corrected and see that the register is free from such errors in other cases also.

H. V. NANJUNDAYYA,
Secy. to Govt., Gen. & Rev. Depts.

To—The Revenue Commissioner in Mysore.
The Excise Commissioner in Mysore, returning the records.
The Comptroller, Mysore Government.
The Superintendent of Inam Settlements in Mysore.

Exd.—C.V.

1903-04

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

EXCISE

PROCEEDINGS

Dated 13th November 1903

No. 382-5 / Ex. F. 16-01

Disallowing the claim of the Inamdars of the Jodi village of Halige Vadarhalli, Bangalore Taluk, to the toddy Excise revenue of the village.

SBP—26-11-03—50